

**Richter, Susan K.**

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**From:** no-reply@tylerhost.net  
**Sent:** Friday, January 31, 2014 8:33 AM  
**To:** Richter, Susan K.  
**Subject:** Courtesy Notification of filing for Case No. 08-2011-CV-00917 ( Public Service Commission vs. Mitchell Feeds, Inc., et al. ).

This is a courtesy notification of Filing for Case 08-2011-CV-00917 (Public Service Commission vs. Mitchell Feeds, Inc., et al.),

Date Submitted: 1/30/2014 4:58:10 PM  
Filed By: [sbauske@nd.gov](mailto:sbauske@nd.gov)  
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STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF BURLEIGH

SOUTH CENTRAL JUDICIAL DISTRICT

Public Service Commission

Plaintiff,

vs.

Mitchell Feeds, Inc. and Western Surety Company,

Respondents.

Michael Aasen, Donald Ackerson, Sheldon Ackerson, Lana Anderson d/b/a Northland Farms, B & D Farms, Inc., Busch Farms, Inc., David Deslauriers, Scott Lazorenko, Mana Farms, Inc., Nathan Neameyer, Steven Neameyer, Mitch Preskey, Paul Rohde, James Routledge, Bart Savelkoul d/b/a Savelkoul Farms, Mike Schollmeyer, David Steeves, Robert Steeves, Paul Trout, Wurgler Farms, and Kelly Wurgler,

and

American Federal Bank

Intervenors.

PSC Case No. GE-11-051

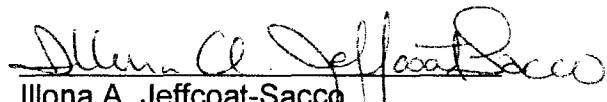
CIVIL NO. 08-2011-CV-917

NOTICE OF MOTION AND NOTICE OF HEARING

1. **PLEASE TAKE NOTICE** that the North Dakota Public Service Commission as Trustee of the trust created by the insolvency of Mitchell Feeds, Inc., respectfully moves the court for an order approving the Report and Recommendation of Trustee, requiring deposit of bond proceeds, approving payment, and discharging

Trustee. The motion is being filed with the court contemporaneously with this notice.

2. **FURTHER PLEASE TAKE NOTICE** that a copy of the Motion to Approve Report and Recommendation of Trustee, Require Deposit of Bond Proceeds, Approve Payment and Discharge Trustee, as well as a copy of the Report and Recommendation of Trustee and a Proposed Order are herewith served upon you.
3. **FURTHER PLEASE TAKE NOTICE** that the Court has scheduled a hearing on this matter for March 17, 2014, at 9:00 a.m., CST at the Morton County Courthouse, 210 2<sup>nd</sup> Avenue Northwest in Mandan, North Dakota.
4. **FURTHER PLEASE TAKE NOTICE** that under North Dakota Century Code section 60-02.1-37, any aggrieved person having an objection to the Report and Recommendation of Trustee shall file the objection with the Court and serve copies on the Commission, the roving grain buyer, and the surety at least ten (10) days before the hearing. Failure to file and serve objections in the time set is a waiver of the objection.
5. Bismarck, North Dakota, this 30<sup>th</sup> day of January, 2014.



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